

DISPOSITION: 9-20-62. Corporation—\$1,000 fine; individual—\$400 fine, 30 days imprisonment which was suspended, and probation for 1 year.

28334. Bran muffin mix. (F.D.C. No. 41323. S. No. 76-786 M.)

QUANTITY: 1 50-lb. bag at Portsmouth, N.H.

SHIPPED: 12-11-57, from Boston, Mass.

LIBELED: 1-13-58, Dist. N.H.

CHARGE: 402(a)(3)—contained insects.

DISPOSITION: 3-20-58. Default—destruction.

28335. Batter mixes, breeding mixes, and bread crumbs. (F.D.C. No. 47557. S. Nos. 7-434 T, 7-436/40 T.)

QUANTITY: 493 50-lb. bags of commingled lots of batter mix and breeding mix; 333 100-lb. bags of commingled lots of breeding mix, bread crumbs, and shrimp breeder; 105 50-lb. bags of breeding mix; 6 50-lb. bags of preduster; 31 75-lb. bags of bread crumbs; and 158 100-lb. bags of batter mix, at Boston, Mass., in possession of Kelso Warehouses, Inc.

SHIPPED: Between 1957 and 8-28-61, from Chicago, Ill.

LIBELED: 4-23-62, Dist. Mass.

CHARGE: 402(a)(3)—contained rodent urine, rodent excreta, insects, insect larvae, and insect parts; and 402(2)(4)—held under insanitary conditions.

DISPOSITION: 5-29-62. Default—delivered to a public institution for use as animal feed.

28336. Cake mix. (F.D.C. No. 47549. S. No. 15-846 T.)

QUANTITY: 89 cases, 24 pkgs. each, at Covington, Ky.

SHIPPED: 1-16-62, from Chicago, Ill., by G. A. Goodrich Co.

LABEL IN PART: (Pkg.) "Good-N-Rich Yellow Cake Mix * * * Net Wt. 8 Oz. Manufactured by G. A. Goodrich Co., Chicago, Ill."

RESULTS OF INVESTIGATION: Examination showed the article to be short weight.

LIBELED: 4-16-62, E. Dist. Ky.

CHARGE: 403(e)(2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 6-12-62. Default—delivered to charitable institutions.

28337. Cake mix sets (toy). (F.D.C. No. 46601. S. Nos. 94-769/70 R.)

QUANTITY: 76 pkgs. at Detroit, Mich.

SHIPPED: 4-24-61, from Chicago, Ill., by Plastic Block City, Inc.

LABEL IN PART: (Pkg.) "Kay Stanley's Cake Mix Set A Complete Baking Set For Junior Cooks * * * with Real Food * * * an educational toy for baking miniature cakes. This set contains assorted Kay Stanley cake mixes, enough for 6 cakes, 6 packets frosting, 1 packet cake decorations * * * Manufactured by Plastic Block City, Inc. 1017 W. Washington Blvd. Chicago 7, Illinois."

RESULTS OF INVESTIGATION: Examination showed that the article contained a strawberry frosting mix which contained FD&C Red No. 1.

LIBELED: 10-24-61, E. Dist. Mich.

CHARGE: 402(c)—when shipped, the article contained a color additive, FD&C Red No. 1, which was unsafe within the meaning of 706(a) as amended, since the provisional listing of such color additive in the color additive regulations had been terminated pursuant to Section 8.502(c) and the certificate for such color additive had been cancelled pursuant to Section 8.510(b) of such regulations.

DISPOSITION: 12-13-61. Consent—claimed by Plastic Block City, Inc., and the strawberry frosting mix destroyed.

28338. Cake mix sets (toy). (F.D.C. No. 46403. S. Nos. 80-576/7 R.)

QUANTITY: 24 12-unit cases at Boston, Mass.

SHIPPED: 5-18-61, from Chicago, Ill., by Plastic Block City, Inc.

LABEL IN PART: (Pkg.) "Kay Stanley's Cake Mix Set A Complete Baking set for Junior Cooks * * * with Real Food * * * an educational toy for baking miniature cakes. This set contains assorted Kay Stanley Cake Mixes, enough for 6 cakes, 6 packets frosting, 1 packet cake decoration * * * Manufactured by Plastic Block City, Inc. 1017 W. Washington Blvd., Chicago 7, Ill."

RESULTS OF INVESTIGATION: Examination revealed that the package of strawberry frosting mix in each baking set contained FD&C Red No. 1.

LIBELED: 12-14-61, Dist. Mass.

CHARGE: 402(c)—when shipped, the article contained a color additive, namely, FD&C Red No. 1, which was unsafe within the meaning of 706(a) as amended, since the provisional listing of such additive had been terminated and the certificate for such color additive had been cancelled.

DISPOSITION: 12-14-61. Consent—claimed by Plastic Block City, Inc., and reconditioned by the removal and destruction of the packages of strawberry frosting mix.

28339. Donut mix. (F.D.C. No. 46717. S. Nos. 93-419 R, 38-404 T, 45-281 T, 45-410 T.)

INFORMATION FILED: 4-17-62, E. Dist. Ark., against Alamo Foods, Inc., Little Rock, Ark., and Milton B. Lambert, president.

SHIPPED: Between 8-4-61 and 8-8-61, from Arkansas to Louisiana and Oklahoma.

LABEL IN PART: "HOL-'N-ONE DONUT MIX 50 LBS. (10-5's) WHEN PACKED."

CHARGE: 402(a) (3)—contained insects and insect fragments; and 402(a) (4)—prepared and packed under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 5-21-62. Corporation—\$250 fine, and probation for 1 year; individual—\$250 fine, and probation for 1 year.

DAIRY PRODUCTS

BUTTER

28340. Butter. (F.D.C. No. 45654. S. No. 53-150 R.)

INFORMATION FILED: 7-28-61, Dist. Minn., against Detroit Cooperative Dairy Association, Detroit Lakes, Minn., and Paul E. Ross, manager.